Sch. II-27--104,606—4-11-49.

PW (1951) Department.

M/s SERIES.

G.O. NO. 2794

2794

Dated 4 7. 1951

4-7-1951

Close

[Despatch Abstract.]

From
J.M. Balmforth, Esq.,
Presidency Port Officer,
Madras.

To
The Secretary to Government,
Public Works Department,
Madras.

No. 1390 G1/50-5 Dated, 17th April 1951.

Sub:-Mangalore - Levy and collection of landing and shipping dues and cargo and/or passengers carried by launches plying partly within and partly without port limits - Proposals - sanction requested.

Ref:-G.O.No.161, Finance (Marine), dated 10-3-1936.

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On the proposals of the Port Officer, Mangalore suggesting collection of wharfage on the two launches of the Netravati Flotilla Coy., Mangalore plying for hire partly within and partly without the port limits of Mangalore, I informed him in this office memo No.1390 G1/50-3, dated 12-9-1950 (copy enclosed) that as there is a case for levy of landing and shipping dues on the cargo and/or passengers carried by such launches, revised proposals be sent agreeably to the instructions contained in that memo. The levy of landing and shipping dues is on the lines as that ordered in G.O. Ms.710 P.W. dated 23-2-50 at the port of Kakinada. The operation of the orders contained in the first notification appended to G.O.No.271, Public (Marine), dated 6-10-1916 does not come into the picture as the launches ply partly within andpartly without port limits and the cargo carried by them cannot be termed 'Inland Canal borne goods. The anticipated revenue to the Mangalore Landing and Shipping on this account is Rs.240/- per annum.

2. A copy of the Port Officer's endt.No.4086/50-2, dated nil-3-51 on the above subject containing a copy of resolution No.X of the Mangalore Port Conservancy Board meeting held on 13-3-51 (together with the Port Officer's note dated 6-3-51) received with endorsement of the Collector of South Kanara, Mangalore No.N.Dis.7515/51, dated 21-3-51 is enclosed. A copy of this office memo No.1390 G1/50-5, dated 29-1-50 referred to in the Port Officer's Note is also enclosed.

3. I agree to the proposal of the Mangalore Port Conservancy Board, and recommend that the proposed rates of levy of landing and shipping dues be given effect to and orders issued accordingly.

4. A draft notification is enclosed for the approval of Government and publication thereafter in the Fort St. George Gazette, and in the South Kanara District Gazette.

Yours faithfully,

J.M. Balmforth

Presidency Port Officer.

P.T.

In duplicate.

DRAFT NOTIFICATION.

In exercise of the powers conferred by Sections 4 & 5 of the Madras Outports L. & S. Fees Act, 1885 (Madras Act III of 1885) His Excellency the Governor of Madras hereby notifies.-

(a) that the following amendments shall be made to the schedule of rates of L. & S. Fees leviable at the port of Mangalore in the District of South Kanara, published with Finance (Marine) Notification No.32, dated the 10th March 1936 at pages 355 to 356 of Part I of the Fort St. George Gazette dated the 24th March 1936, as subsequently amended and

(b) that the amendments shall come into force with effect on and from the 1st June 1951.

AMENDMENTS.

(1) In the preamble to the Notification, for the words "Landing and Shipping Fees shall be levied upon all goods", the words "landing and shipping Fees shall be levied upon all goods and passengers" shall be substituted.

(2) In the schedule of rates of Landing and Shipping Fees at the Port of Mangalore, after item 98 the following item shall be inserted, namely :-

| | | | |
|---|---|---|---|
| 98 A | Cargo and passengers carried by launches plying for hire partly within and partly without the limits of the port | Per each launch plying with cargo and/or passengers. | Rs.10 |

Note: This fee is payable in advance once in every month in respect of each launch.

Presidency Port Officer.

In duplicate.

## DRAFT NOTIFICATION

In exercise of the powers concerred by Sections 4 & 5 of the Madras Outports L. & S. Fees Act, 1885 (Madras Act III of 1885) His Excellency the Governor of Madras hereby notifies.-

(a) that the following amendments shall be made to the schedule of rates of L. & S. Fees leviable at the port of Mangalore in the District of South Kanara, published with Finance (Marine) Notification No.32, dated the 10th March 1936 at pages 555 to 558 of Part I of the Fort St. George Gazette dated the 24th March 1936, as subsequently amended and

(b) that the amendments shall come into force with effect on and from the 1st June 1951.

## AMENDMENTS.

(1) In the preamble to the Notification, for the words "Landing and Shipping Fees shall be levied upon all goods", the words "landing and shipping Fees shall be levied upon all goods and passengers" shall be substituted.

(2) In the schedule of rates of Landing and Shipping Fees at the Port of Mangalore, after item 98 the following item shall be inserted, namely :-

| | | | |
|---|---|---|---|
| 98 A | Cargo and passengers carried by launches plying for hire partly within and partly without the limits of the port | Per each launch plying with cargo and/or passengers. | Rs. 10/- |

Note: This fee is payable in advance once in every month in respect of each launch.

Wm Balmforth

Presidency Port Officer.

From the Presidency Port Officer, Madras,
To --the Port Officer, Mangalore
No.1890 G1/50-3, dated 18-3-50.

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Mangalore - Collection of Wharfage on launches - Proposals - correspondence resting with your letter No.1901/50-3, dated 24-8-50.

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These launches are vessels which ply partly within and partly, wit port limits. They are not vessels which come from a system of inland navigation like Buntwal Boats. I see no reason why a notification u the Act III of 1885 cannot be applied, so long as they use the amenit provided under that Act.they use the dredged channels and the south Reclamation. The jetties proposed to be constructed by the Netravati Flotilla Co. are on the sand spit, where there are no amenities.

A copy of G.O.Ms.No.710 P.W. dated 3-8-50 sanctioning the levy of Landing and Shipping fees on Passenger boats arriving at and sailing f the Port of Kakinada has been forwarded to you with this office Memo No.1890 G1/50-1, dated 15-7-50. In the circumstances explained above, a revised draft notification may be prepared on the lines of the notification appended to that G.O. omitting the word "canal borne" in your draft and submitted to this office with the approval of the local Port Conservancy Board, for addressing Government in the matter.

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Note to Port Conservancy Board.

The draft Notification approved by the Port Conservancy Board, at their Resolution No.VIII of its meeting dated 18-12-1950 needs modification in the light of the remarks made by the Presidency Port Officer, Madras in his memo No.1890 G1/50-3, dated 29-1-1951. Accordi the following draft notification is placed before the Port Conservancy Board, for favour of approval.

Port Office, Mangalore,
6th March 1951.

L.T. Yettie,
Port Officer.

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Resolution No.A of the Port Conservancy Board, Mangalore dated 10-3-1951.

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Read Presidency Port Officer's Memo No.1890 G1/50-3, dated 29-1-1951 re: levy and collection of Landing and Shipping Dues on cargo & passengers carried by launches plying partly within and partly without Mangalore Port limits with connected papers. Port Officer's Note dated 6th March, 1951 thereon & the Draft Notification.

Resolved.

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Port Office, Mangalore,
10th March, 1951.

Sd. L.T. Yettie,
Port Officer & Vice Chairman.

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No.1890/50-3.

Copy together with the note and notification referred to therein (as applicable) submitted to the Presidency Port Officer, Madras through the Conservator of Ports, Kanara, Mangalore for favour of further action with reference to his Memo No.1890 G1/50-3, dated 29-1-1951.

Port Office, Mangalore,
March 6, 1951.

L.T. Yettie,
Port Officer.

P.W.D./810/51.

123/RH/14

PW(7)

Dm. No. 2067F/57-1 dt. 24.4.1951.

Sub: Mangalore Port - Levy and Collection of landing and Shipping dues on Cargo and passengers Carried by launches plying partly within and partly outside port limits - Proposals.

Ref. from the Principal Port Officer No. 1390 C1/50.5 dt. 17.4.1951

The Principal Port Officer has simply forwarded copies of his memos to the C.O. Mangalore, a copy of the note of the P.C. to the P.C. Bd. Mangalore and its resolution which do not contain detailed proposals in the matter. He is required to state how the launches of the Netravathi Flotilla Company, Mangalore, make use of the wharves at the port of Mangalore and how they are liable for the payment of the dues proposed. It is seen that a sum of Rs 10/- is proposed to be charged for each launch and the annual additional revenue expected of the proposal is only Rs 240/- per annum. It is also seen that the launches will make only two trips per month. Details should be worked out as to whether there is sufficient justification for the levy of Rs 10/- per launch. He is requested to submit detailed proposals in the matter giving information on the points mentioned above.

23.4.51

To

The Principal C.O.

Note. The proposals of the C.C.O. in the current file are not fully explained. He may be consulted as in the draft above.

23.4.51

From:
J.M.Balmforth Esq.,
Principal Port Officer,
P.B.No.13,
Madras 1.

To:
The Secretary to Government,
Public Works Department,
Madras.

No. 1390 E/50-6. dated 29th May 1951

Sir,

Mangalore Port - Levy and collection of Landing and Shipping dues on cargo and passengers carried by launches plying partly within and partly outside port limits - Proposals - Government Memo No.2067-F/51-1 P.W., dated 24-4-51.

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With reference to the Government memo cited, I have to state that the two launches belonging to Netravati Flotilla Co., Mangalore, make use of the port wharves on the south reclamation area day and night for embarking and disembarking passengers and landing and shipping cargo, luggage, etc. The launches touch the south reclamation and make use of the port facilities for mooring purposes, use the dredged channel and get the benefit of channel marks. They make 24 trips together per day. Hence the sum of Rs.10/- per mensem proposed to be levied on each launch engaged in this traffic is considered very reasonable. The annual income on the two launches at Rs.10/- per mensem per launch comes to Rs.240/-.

2. Although the annual revenue anticipated to be realised on the two launches is expected to be small, it is considered that this is in keeping with the policy of Government to tap such sources as would yield any revenue and also in view of the fact that the trade that makes the best use of the port amenities should not go untaxed.

Yours faithfully,

J.M.Balmforth

Principal Port Officer

AT/30.

13

P.W.D.(F).

PORTS - Mangalore - Levy and collection of landing and shipping dues on cargo and passengers carried by launches plying partly within and partly outside port limits - Approved.

Read:-

(1) G.O. 161, Fin.(Mar.), d/10-3-36.
(2) G.O. Ms.710, P.W., d/23-2-1950.

From the P.P.O., No.1390-G1/50-5, d/17-4-1951.
-do- No.1390-G1/50-6, d/29-5-1951.

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ORDER NO. Ms. 2794 d/ 4.7.51

H.E. the Governor of Madras hereby approves the proposal of the P.P.O. to levy landing and shipping fees on cargo and passengers carried by launches plying partly within and partly outside the limits of the Mangalore Port.

2. The following notifications will be published in the Fort St. George Gazette and in the South Kanara District Gazette;-

Notification

In exercise of the powers conferred by Sections 4 and 5 of the Madras Outports Landing and Shipping Fees Act, 1885 (Madras Act III of 1885), His Excellency the Governor of Madras hereby notifies——

(a) that the following amendments shall be made to the Schedule of rates of Landing and Shipping Fees leviable at the Port of Mangalore in the District of South Kanara, published with Finance (Marine) Notification No.32, dated the 10th March 1936, at pages 355 to 358 of Part I of the Fort St. George Gazette, dated the 24th March 1936, as subsequently amended and

(b) that the rates as so amended shall come into force with effect on and from the 15th August 1951.

p.t.o.

AMENDMENTS.

(1) In the preamble to the said Notification, for the words "Landing and Shipping fees shall be levied upon all goods", the words "landing and shipping fees shall be levied upon all goods and passengers" shall be substituted;

(2) In the Schedule of rates of Landing and Shipping Fees at the Port of Mangalore, after item 98, the following item shall be inserted, namely.--

| | | | |
|---|---|---|---|
| 98A | Cargo and passengers carried by launches plying for hire partly within and partly outside ~~without~~ the limits of the port. | Per each launch plying with cargo and/or passengers. | Rs.10/- per. |

Note: This fee is payable in advance once in every month in respect of each launch.

To the P.P.O.
To the Exmr. of L.F. Accts.
To the Collr. of South Kanara.
To the S.G.P. for publication of the notification in the Fort St George Gazette dt.4.10.57 S.C.A. without fail.

To go by s/l

GOVERNMENT OF MADRAS

ABSTRACT

PORTS - Mangalore - Levy and collection of landing and shipping dues on cargo and passengers carried by launches plying partly within and partly outside port limits - Approved.

Public Works Department

G.O. No. Ms.2794. Dated 4th July 1951.

READ:-

G.O. No.161, Finance (Marine), dated 10th March 1936.
G.O. No. Ms.710, Public Works, dated 23rd February 1950.
From the Principal Port Officer, No.1390-G1/50-5, dated 17th April 1951.
From the Principal Port Officer, No.1390-G1/50-6, dated 25th May 1951.

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ORDER:-

His Excellency the Governor of Madras hereby approves the proposal of the Principal Port Officer to levy landing and shipping fees on cargo and passengers carried by launches plying partly within and partly outside the limits of the Mangalore Port.

2. The following notification will be published in the Fort St. George Gazette and in the South Kanara District Gazette:-

Notification

In exercise of the powers conferred by sections 4 and 5 of the Madras Outports Landing and Shipping Fees Act, 1885 (Madras Act III of 1885), His Excellency the Governor of Madras hereby notifies --

(a) that the following amendments shall be made to the Schedule of rates of Landing and Shipping Fees leviable at the Port of Mangalore in the district of South Kanara, published with Finance (Marine) Department Notification No.32, dated the 10th March 1936, at pages 355 to 358 of Part I of the Fort St. George Gazette, dated the 24th March 1936, as subsequently amended; and

(b) that the rates as so amended shall come into force with effect on and from the 15th August 1951.

AMENDMENTS

(1) In the preamble to the said Notification, for the words "landing and shipping fees shall be levied upon all goods", the words "landing and shipping fees shall be levied upon all goods and passengers" shall be substituted;

(2) In the Schedule of rates of Landing and Shipping Fees at the Port of Mangalore, after item 98, the following item shall be inserted, namely.---

| | | | |
|---|---|---|---|
| 98A | Cargo and passengers carried by launches plying for hire partly within and partly outside the limits of the port. | Per each launch plying with cargo and/or passengers. | Rs.10/- per mensem |

Note: This fee is payable in advance once in every month in respect of each launch.

T.M.S. MANI,
Secretary to Government.

To the Principal Port Officer.
To the Examiner of Local Fund Accounts.
To the Collector of South Kanara.

p.t.o.

P.W(7)

Sub: Ports - Mangalore. Levy of landing and Shipping dues on cargo and passengers carried by launches plying partly within and partly outside Port limits.

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Ref: From the P.B.O No. 1390 C1/50.5 dt. 17.4.1957
Orn to the P.B.O. No. 2067 F/51-1 dt. 24.4.57.
From the P.B.O. No. 1390 C1/50.6 dt. 29.5.57

×

To AS.

The proposal in this file relates to the levy of landing and shipping dues on cargo and passengers carried by launches plying partly within and partly outside the port limits of Mangalore. It is reported that the two launches belonging to the Netravathi Flotilla Co. Mangalore make use of the Port wharves on the south reclamation area day and night for embarking and disembarking passengers and landing and shipping cargo, luggage etc. As the launches make use of the port facilities for mooring purposes, use the dredged channel and get the benefit of the Channel marks making 24 trips together per day, the P.B.O considers that a fee of Rs 10/- per mensem is reasonable & may be levied for each launch engaged in this traffic. The annual income is expected to be Rs 240/- on this account. The reasons for the levy of this small amount will be found in para 2 on p 11 CF. It is reported that the proposed levy is on the lines of the levy on similar vessels at the Port of Kakinada, vide M on p 1 CF.

2. It is seen that a sum of Rs 1.120 is levied on each boat load of cargo and of passengers arriving at the Port of Kakinada whereas the P.B.O now proposes to levy a sum

of Rs 10/- pm. for each boat for 360 trips a month. The amount proposed to be levied seems to be very small. Subt. for orders whether the PPO. need be consulted on this point or whether this his proposal may be accepted. If, however, it is considered unnecessary to do consult the PPO, this proposal may be accepted. The draft Notification at P.3/c may be accepted subject to the remark that the date of effect may be changed to 1st August 1951 to provide for the usual one-month's notice-time and the file may be sent to Legal for scrutiny of the notification.

BJ 7.6.51

BJ 8/6/51

The P.P.O. has suggested a fee of Rs. 10/- pm per launch presumably on the ground that the launches ply for hire partly within and partly without the limits of the Port. The rate suggested by him may be accepted. Pl. put up a draft order with a draft notification.

MW 8/6/51

In fs.

Draft Subt. Legal may see before issue.

MW 15/6/51

S

AD S 10162

ASSISTANT SECRETARY 18 JUN 1951 LEGAL DEPARTMENT

BJ 15/6/51

16/6/51

Legal

P.MW.2067 F/51-1

16/6/51

S/C - S

X
Cno 2067-F/51.

Legal Department.

The slight alterations indicated in red ink on the draft notification may be made.

Legal no.
10162/ST-1
28.6.57

MW/28/6/57

PWD · P.W(7)

To AS

58225

SECRETARIAT
29 JUN 1951
PUBLIC WORKS DEPARTMENT

The proposal in this file relates to the levy of landing and Shipping dues on Cargo and passengers carried by launches plying partly within and partly outside the port limits of Mangalore. The note on pp 1-2 ante explains the case. The draft below has been scrutinised by the Legal Deptt. It was proposed to bring the order into force with effect from the 15th August 51. As at least one month's notice has to be given according to section 5 of the Madras Outports Landing and Shipping Fees Act the rates may be brought into force from the 15th August 1951. The file may be circulated to H.Y. (P.W) for approval of the proposal.

29.6.51.

MW
30/6/57

AS 2/7/57

Cir 2/7.
R. 2.7.

SECRETARY TO GOVERNMENT
3 JUL 1951
PUBLIC WORKS DEPARTMENT

P.W)
MS 2.7.